8328983/2023/VIG-VI-PRR01

GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

Public services - Departmental Proceedings against Smt. N. Sri Vidya, Assistant Executive Engineer, O/o Executive Engineer, RWS&S Division, Gudivada under the provisions of Rule 20 of AP Civil Services(CCA) Rules, 1991 - Articles of Charge - Issued

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PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.VI) DEPARTMENT

G.O.Rt.No.852 **Date :01/12/2023**

Read the following:-

1. From the DG, ACB, Vijayawada, Surprise Check Report in Lr. Rc.No.110/DES-VK1/2020-S.9, dt:29.03.2023.
2. G.O.Rt.No.855,PR&RD(Vig.VI) Dept, dt:01-12-2023.

Order :

It is proposed to hold an inquiry against Smt. N. Sri Vidya, Assistant Executive Engineer, O/o Executive Engineer, RWS&S Division, Gudivada in accordance with the procedure laid down in Rule 20 of the APCS (CCA) Rules, 1991.

2 The substance of the imputations of misconduct or misbehaviour in respect of which the inquiry is proposed to be held is set out in the enclosed statement of articles of charge (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of each article of charge is enclosed (Annexure-II). A list of documents by which, and a list of witnesses by whom, the articles of charge are proposed to be sustained are also enclosed (Annexure-III and IV).

3. Smt. N. Sri Vidya, Assistant Executive Engineer, O/o Executive Engineer, RWS&S Division, Gudivada is directed to submit within 10 days of the receipt of this Memorandum a written statement of her defence.

4. She is informed that an inquiry will be held only in respect of those articles of charges as are not admitted. She should, therefore specifically admit or deny each article of charge.

5. Smt. N. Sri Vidya, Assistant Executive Engineer, O/o Executive Engineer, RWS&S Division, Gudivada is further informed that if she does not submit his written statement of defence on or before the date specified in para 3 above, or does not appear in person before the inquiring authority or otherwise fails or refuses to comply with the provisions of Rules 20 of the APCS (CCA) Rules, 1991, or the orders/directions issued in pursuance of the said rules, the inquiring authority may hold the inquiry against her exparte, based on the material available on record.

6. Attention of Smt. N. Sri Vidya, Assistant Executive Engineer, O/o Executive Engineer, RWS&S Division, Gudivada is invited to Rule 24 of the A.P. Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further her interests in respect of matters pertaining to her service under the Government. If any representation is received on her behalf from any person in respect of any matter dealt within these Proceedings, it will be presumed that Smt. N. Sri Vidya, Assistant Executive Engineer, O/o Executive Engineer, RWS&S Division, Gudivada is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules 1964.

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A.P. Civil Services (Conduct) Rules 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further her interests in respect of matters pertaining to her service under the Government. If any representation is received on his behalf from any person in respect of any matter dealt within these Proceedings, it will be presumed that Smt. Choppala Anuradha, Assistant Executive Engineer, O/o Executive Engineer, RWS & S Division, Gudivada is aware of such a representation and that it has been made at her instance and action will be taken against her for violation of Rule 24 of the A.P. Civil Services (Conduct) Rules, 1964.

7. The receipt of the proceedings shall be acknowledged along with Annexure-I, II, III & IV.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
Smt. Choppala Anuradha, Assistant Engineer, RWS & S Division, Gudivada. through the Engineer-in- Chief, RWS&S, Vijayawada (with a request to serve the Charged Officer with dated acknowledgement and send the same for record)
The Engineer-in- Chief, Rural Water Supply & Sanitation Department, Vijayawada

Copy to
The Director General, Anti Corruption Bureau, Andhra Pradesh, Vijayawada.
The Secretary to Vigilance Commission, APVC, Velagapudi.

// FORWARDED :: BY ORDER //

SECTION OFFICER

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ANNEXURE–I

STATEMENT OF ARTICLE OF CHARGES FRAMED AGAINST SMT. N SRIVIDHYA, ASST. EXECUTIVE ENGINEER O/O EXECUTIVE ENGINEER, RWS & S DIVISION, GUDIVADA, KRISHNA DISTRICT.

That **Smt. N. Srividhya** W/o V.Harikrishna Prasad (hereinafter referred as Government Servant (GS)) worked as Asst. Executive Engineer in the O/o Executive Engineer, RWS & S Division, Gudivada from 18.07.2019 to 08.09.2020, while working as Asst. Executive Engineer, RWS&S Division, Gudivada she committed grave misconduct in as much as:

CHARGE:

The Government Servant d**id not put her signatures in the Attendance Register from 01.07.2020 to 08.09.2020** (surprise check date) which shows her gross negligence towards legitimate duties.

Thus, the Government Servant Smt. N. Srividhya, the then Asst. Executive Engineer, RWS & S Division, Gudivada by her above-mentioned acts has exhibited a lack of integrity, devotion to duty, and conduct unbecoming of a Government Servant and thereby violated/ contravened Rules 3 (1) & 3 (2) of A.P. Civil Services (conduct) Rules, 1964.

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE–II

STATEMENT OF IMPUTATION OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLES OF CHARGES FRAMED AGAINST SMT. N SRIVIDHYA, ASST. EXECUTIVE ENGINEER O/O EXECUTIVE ENGINEER, RWS & S DIVISION, GUDIVADA, KRISHNA DISTRICT.

That **Smt. N. Srividhya**, W/o V.Harikrishna Prasad (hereinafter referred as Government Servant (GS)) worked as Asst. Executive Engineer in the O/o Executive Engineer, RWS & S Division, Gudivada from 18.07.2019 to 08.09.2020. Her date of birth is 14.08.1978. She entered into Government service on 18.07.2013 as Assistant Executive Engineer at RWS & S Circle office, Eluuru, West Godavari Dist. She will retire on 31.08.2040.

CHARGE:

The Government Servant did not put her signatures in the Attendance Register since 01.07.2020 to 08.09.2020 which shows her gross negligence towards legitimate duties.

FACTS AND EVIDENCE:-

On receipt of credible information that certain Government Servants of Andhra Pradesh paid huge amounts to the fake ACB officials which is the subject matter of Cr.No. 32/2020 u/s 506, 384 r/w 511 IPC of Anantapur III Town Police Station, Anantapur District and Cr. No. 457/2020 u/s 170, 384 r/w 511 IPC of Kurnool II Town Police Station, Kurnool District and also that the officials of the O/o Executive Engineer, Rural Water Supply & Sanitation, Gudivada Division, Gudivada, Krishna District are indulging in corrupt practices, a surprise check was conducted on 08.09.2020 from 10.45 hrs, to 22.30 hrs, the DSPs, A.C.B., Vijayawada Range, Vijayawada, their staff along with the two official mediators, namely, 1) Sri Boyina Krishna Mohan S/o Gangadhara Rao, 40 Yrs, Assistant Audit Officer (State Audit), NTR Health University, Vijayawada, 2) Sri Arekapudi Sreenivas Babu S/o Sree Ramachandra Rao, 55 Yrs, Senior Auditor, O/o Asst. Audit Officer, State Audit, Vijayawada, conducted a Surprise Check on 08.09.2020 at the office of Executive Engineer, Rural Water Supply & Sanitation (RWSS) Department, Gudivada Division, Gudivada.

The following are the staff details who were present at the time of the Surprise Check.

1. Sri Karna Venkateswara Rao, S/o Subrahmanyam, 59 Yrs, Executive Engineer, O/o RWS & S, Gudivada Division.
2. Sri Potharlanka Ramakrishna, S/o Koteswara Rao, 43 Yrs, Senior Asst., Establishment & Works, O/o EE, Gudivada Division.
3. Smt. Vutchula Kamalamma, W/o late Mutyala Prasad, 56 Yrs, Junior Asst., Dispatch, O/o EE, RWS & S, Gudivada Division.
4. Sri Ulisi Manikantha S/o Katamraju, 28 Yrs, Attender (Outsourcing), O/o EE, RWS & S, Gudivada.
5. 5.Sri Kancherla Srihari Babu, S/o Sanjeevarao, 43 Yrs, Office Sub-ordinate, O/o EE, RWS & S, Gudivada.
6. Smt. Thalla Varalakshmi, W/o D.Srinivasarao, 50 Yrs, Asst. Technical Officer, O/o EE, RWS & S, Gudivada. Ph: 9248393358.
7. Smt. Nandamuri Srividhya, W/o V.Harikrishna Prasad, 42 Yrs, Asst. Executive Engineer, O/o EE, RWS & S, Gudivada.
8. Smt. Choppala Anuradha, W/o Y.Sasibhushan, 50 Yrs, Asst. Executive Engineer, O/o EE, RWS & S, Gudivada.
9. Sri Ayyanki Srinivasarao, S/o Nageswara Rao, 57 Yrs, Technical Officer, O/o EE, RWS & S, Gudivada.
10. Smt. Battula Veera Venkata Naga Achala Kumari W/o Katamraju, 57 Yrs, Office Sub-ordinate, O/o EE, RWS & S, Gudivada.
11. Sri Kona Veera Naga Sivaji, S/o Guravaiah, 52 Yrs, Asst. Executive Engineer, RWS & S, Gudlavalleru Section.
12. Sri Chitturi Sridhar, S/o Sambasivarao, 36 Yrs, Technical Assistant, O/o O/o EE, RWS & S, Gudivada.
13. Sri Kandhimalla Seshu, S/o Satyanarayana, 28 Yrs, Data Entry Operator (Outsourcing), O/o EE, RWS & S, Gudivada.

14. Smt. Cherukuri Udaya Lakshmi, W/o Paladugu Bala Prasad, 53 Yrs, Typist, O/o EE, RWS & S, Gudivada.
15. Sri Borra Ajay Sai S/o Mattaiah, 21 Yrs, Field Asst. O/o EE, RWS & S, Gudivada.
16. Sri Pedasangati Keerthi Kamal, S/o Nancharaiah, 32 Yrs, Micro Biologist, (Outsourcing) O/o EE, RWS & S, Gudivada.
17. Smt. Borra Pavani W/o Ravikumar, 29 Yrs, Helper, IWQM (Internal Water Quality Monitory) Lab, O/o EE, RWS & S, Gudivada.

In addition to the above staff, it is identified that some persons also present in the office premises and the details of them are as follows.

1. Sri Mohammad Abuja, S/o Abdul Rajak, 59 Yrs, Owner cum Driver of car bearing No. AP16 TP 2850 of EE, RWS & S, Gudivada.
2. Sri Ulisi Perraju S/o Rangarao, 45 Yrs, Civil Contractor, RWS & PR, D.No.1-16-1, Gopavaram, Kaikalur Mandal, Ph: 9502998666.
3. Sri Anagani Krishna Subbarao, S/o Byragi, 56 Yrs, Civil Contractor, RWS & PR, .
4. Sri Koganti Venkata Srirama Prasad S/o Mutyalu, 60 Yrs, Retd, Sr. Asst., O/o EE, RWS & S, Bandar.
5. Sri Suraboina Ravi S/o Rajasekhar, 43 Yrs, Sudhakar Infra Structure Pvt. Ltd, Machilipatnam and R/o Opp. NCC Canteen, Parasupet, Machilipatnam, Ph: 8374031616.
6. Sri Korrakoti Prabhakar S/o Peda Kotaiah, 42 Yrs, N/o D.No. 9-25-41-A/5, Janathapet, Kavali, Nellore District, now Sudhakar Infra Structure Pvt. Ltd, Machilipatnam

In the meantime, between 10.45 hrs, and 11.45 hrs, some of the persons entered the premises and stated that they are the staff of the O/o EE, RWS & S, Gudivada, the details are as follows;

1. Sri Chilakala Padmaraju, S/o William, 43 Yrs, Divisional Accounts Officer, Works & Establishments, O/o EE, RWS & S, Gudivada.
2. Smt. Kambampati Kanaka Durga, D/o late Ramakoti, 40 Yrs, Jr. Asst., near Modern Market, SRR College, Machavaram, Vijayawada, Ph: 9640934643.
3. Sri Maganti Satyanarayana, S/o Subhash Chandrabose, 48 Yrs, Typist, O/o EE, RWS & S, Gudivada,
4. Sri Jonnalagadda Punnarao, S/o Bhaskhararao, 54 Yrs, Record Asst., O/o EE, RWS & S, Gudivada,

The Inspector asked the Divisional Accounts Officer to produce the Attendance Register and he produced the same, Attendance Register, which is being maintained for the Calendar Year -2020.

ATTENDANCE REGISTER:

On perusal of the Attendance Register for September 2020, Smt. N. Srividhya, AEE Not signed in the Attendance Register from 01.07.2020 which shows his gross negligence towards legitimate duties.

Then the Inspector, ACB randomly verified the below noted records and asked the Divisional Accounts Officer about by whom the registers is being maintained, the details are as follows;

RECORDS:

1. **Personal Cash Register**: When questioned Divisional Accounts Officer cum Manager about not maintenance of the Personal Cash Register, he kept silent.
2. **Attendance Register**: When questioned about the improper maintenance of the Attendance Register, the Divisional Accounts Officer stated that the Senior Assistant Sri P.Ramakrishna is responsible for the irregularity. The Inspector ACB seized the original Attendance Register for further enquiry in the presence of mediators.

During the surprise check, the Inspector, ACB, secured the presence of **Smt. N. Srividhya**, and examined her in the presence of mediators and recorded her details which run as follows.

Smt. N. Srividhya: On examination, she stated that since July 2019 she is working as an AEE and she is doing the work pertaining to water supply maintenance of the Kaikalur Sub-Division. On 08.09.2020, the ACB officials of Vijayawada came to their office, as a part of the Surprise Check, the ACB officials found Rs. 3,860/- in her possession, etc, facts

During enquiry the DSP, ACB examined the following witnesses and recorded their Statements.

1. Sri Uchula Kamalamma, W/o late Mutyala Prasad, Age 55 yrs, Jr. Asst., O/o Executive Engineer, RWS & S, Gudivada Division, R/o 1-112/21, 1st Floor, Suvarna Enclave, Indane Gas Street, Gudivada Town.

   On examination, she stated that she has been working as a Junior Assistant in the O/o Executive Engineer, RWS & S, Gudivada Division since the year 2016. As a Junior Assistant, he is maintaining the Outward Register, Work Estimation Register, Local Tappals Register, Regd. Posts etc., she further stated that on 08.09.2020, as usual, she came to the office in the morning while she was working in her seat, at about 10.45 hrs, the ACB officials came to the Executive Engineers' office and asked about fake ACB phone calls to Sri K. Venkateswara Rao, Executive Engineer, RWS & S, Gudivada Division. Then Sri K. Venkateswara Rao stated about his receiving fake phone calls that occurred during the Surprise Check Proceedings etc facts.

2. Sri Maganti Satyanarayana Rao, S/o Subhash Chandrabose, Age 50 Yrs, Typist, O/o CEO, Zilla Parishad, Krishna District, previously worked in the O/o EE, RWS & S, Gudivada, R/o Sumalatha Mansion, behind Eenadu Office, Patamata, Vijayawada, Ph: 9441364976.

   On examination, he stated that presently he is working as a Typist in the O/o CEO, Zilla Parishat, Krishna District, previously he worked as a Typist in the O/o RWS & S Gudivada Division from 1.10.2016 to 01.07.2022. He had done the work of uploading and downloading on the website. He is maintaining an E-mail book register in Gudivada RWS & S office. On 08.09.2020 at about 11.00 hrs, he came to the office and noticed that the ACB officials of Vijayawada are conducting the Surprise Check in their office. During the Surprise Check, the ACB officials asked Sri K. Venkateswara Rao, Executive Engineer, RWS & S, Gudivada Division about fake ACB phone calls. Then Sri K. Venkateswara Rao stated during the Surprise Check Proceedings about his receiving fake phone calls in the name of an ACB Official. He came to know that Sri K. Venkateswara Rao, EE, RWS & S, Gudivada Division deposited some amount in the fake ACB official's bank account at Gudivada through Ambati Krishna Chaitanya, Sr. Asst. Personal Cash Register and office Attendance Register maintenance responsibility is the then Divisional Manager, Chilaka Padmaraju. The ACB officials examined him etc. facts.

3. Sri M.V.S. Satyanarayana Raju, S/o MV Rama Raju, Age 59 yrs, Executive Engineer, RWS & S, Gudivada Division and I/c District RWS Engineer, Krishna District Machilipatnam.

   On examination, he stated that he has been working as a District RWS & S Engineer Krishna Dist, Machilipatnam from 17.08.2022. As per the records, he came to know that on 08.09.2020 at about 11.45 hrs, ACB Officials, Vijayawada conducted a Surprise Check on the O/o Executive Engineer, RWS & S, Gudivada Division, during the Surprise Check, ACB officials found that some of the officials are not put their signatures in the Attendance Register and the attendance Register is not maintained properly.

Thus, the Government Servant **did not put her signatures in the Attendance Register since 01.07.2020 to 08.09.2020** which shows her gross negligence towards legitimate duties.

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Thus, the Government Servant Smt. N. Srividhya, the then Asst. Executive Engineer, RWS & S Division, Gudivada by her above-mentioned acts has exhibited a lack of integrity, devotion to duty, and conduct unbecoming of a Government Servant and thereby violated/ contravened Rules 3 (1) & 3 (2) of A.P. Civil Services (conduct) Rules, 1964.

The Government Servant Smt. **N. Srividhya**, the then Asst. Executive Engineer rendered herself liable for Departmental action for a major penalty.

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE-III

The following documentary evidence is available on record.

1.	**Surprise Check Proceedings** conducted on 08.09.2020 at O/o Executive Engineer, RWS & S, Gudivada Division.	It was drafted by the independent official mediators and shows the facts that were taken place during the Surprise Check and seizure of registers and documents at the O/o Executive Engineer, RWS & S, Gudivada Division.
2.	**Attendance Register :**	The Government Servant d**id not put her signatures in the Attendance Register from 01.07.2020** to 08.09.2020
3.	Signed statement of Smt Uchula Kamalamma, W/o late Mutyala Prasad, Age 55 yrs, Jr. Asst., O/o Executive Engineer, RWS & S, Gudivada Division,	It shows that on 08.09.2020, while she was working in her seat, at about 10.45 hrs, the **ACB officials came to their Executive Engineers' office** and asked about fake ACB phone calls to Sri K. Venkateswara Rao, Executive Engineer, conducted searches in their office and seized some documents etc. facts
4.	Signed statement of Sri Maganti Satyanarayana Rao, S/o Subhash Chandrabose, Age 50 Yrs, Typist, O/o EE, RWS & S, Gudivada, R/o Sumalatha Mansion, behind Eenadu Office, Patamata, Vijayawada, Ph: 9441364976	It shows that **on 08.09.2020 at about 10.45 hrs, the ACB officials conducted Surprise check in their office** and asked about fake ACB phone calls to Sri K. Venkateswara Rao, Executive Engineer, conducted searches in their office and seized some documents, he came to know that Sri K. Venkateswara Rao, EE, paid some amount in the fake ACB official's etc. facts.
5.	Signed statement of Sri M.V.S. Satyanarayana Raju, S/o MV Rama Raju, Age 59 yrs, Executive Engineer, RWS & S, Gudivada Division and I/c District RWS Engineer, Krishna District Machilipatnam	As per the records, he came to know that on 08.09.2020 at about 11.45 hrs, ACB Officials, Vijayawada conducted a Surprise Check on the O/o Executive Engineer, RWS & S, Gudivada Division, during the Surprise Check, ACB officials found some of the officials are not put their signatures in the Attendance Register and the attendance Register is not maintained properly.
6.	Lr. No. A1/ ACB/ Service Particulars /2020 Dt. 3.10.2020 of the EE, RWS & S Divison Gudivada & enclosure	**It discloses the Job chart** of the officials O/o EE, RWS & S Division Gudivada.

any documents found to be relevant will be furnished during the enquiry.

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER

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ANNEXURE-IV

The following oral evidence is available on record.

S.No.	Name, and address of the witnesses	Gist of the evidence
1)	**Sri Boyina Krishna Mohan** S/o Gangadhara Rao, 40 Yrs, Asst Audit Officer (State Audit), NTR Health University, Vijayawada, R/o Plot No.6, upstairs, Vishnupuram colony, Poranki, Penamaluru (M), cell. 9502551417, **(Mediator-I).**	They speak about their presence as mediators and the things that happened during the Surprise Check in the O/o RWS & S, Gudivada Division, Krishna Dist, i.e., on 08.09.2020 etc. facts.
2)	**Sri Arekapudi Sreenivas Babu** S/o Sree Ramachandra Rao, 55 Yrs, Senior Auditor, O/o Asst. Audit Officer, State Audit, 3rd floor, AMC Complex, Governorpet, Vijayawada, R/o D.No.57-13-15, NEW P&T Colony, Patamata, Vijayawada, Ph: 9848378805, **(Mediator-II)**	
3)	Sri Uchula Kamalamma, W/o late Mutyala Prasad, Age 55 yrs, Jr. Asst., O/o Executive Engineer, RWS & S, Gudivada Division, R/o 1-112/21, 1st Floor, Suvarna Enclave, Indane Gas Street, Gudivada Town.	She speaks that on 08.09.2020, while she was working in her seat, at about 10.45 hrs, the ACB officials came to their Executive Engineers' office and asked about fake ACB phone calls to Sri K. Venkateswara Rao, Executive Engineer, conducted searches in their office and seized some documents etc. facts
4)	Sri Maganti Satyanarayana Rao, S/o Subhash Chandrabose, Age 50 Yrs, Typist, O/o EE, RWS & S, Gudivada, R/o Sumalatha Mansion, behind Eenadu Office, Patamata, Vijayawada, Ph: 9441364976	He corroborates LW.3
5)	Sri M.V.S. Satyanarayana Raju, S/o MV Rama Raju, Age 59 yrs, Executive Engineer, RWS & S, Gudivada Division and I/c District RWS Engineer, Krishna District Machilipatnam	He speaks that as per the records, he came to know that on 08.09.2020 at about 11.45 hrs, ACB Officials, Vijayawada conducted a Surprise Check on the O/o Executive Engineer, RWS & S, Gudivada Division, during the Surprise Check, ACB officials found some of the officials are not put their signatures in the Attendance Register and the attendance Register is not maintained properly.
6)	Sri K. Happy Krupavandanam, Inspector-I, ACB, Vijayawada Range, Vijayawada	To speak to the facts about Surprise Check dated. 08.09.2020.
7)	Sri B.Srinivas, Dy. Supdt. of Police, ACB, Vijayawada Range, Vijayawada.	To speak to the facts about Surprise Check dated. 08.09.2020
8)	Sri P. Sarath Babu, Dy. Supdt. of Police, ACB, Vijayawada Range, Vijayawada.	To speak to the facts about Surprise Check dated. 08.09.2020 and submitting Surprise Check Report and DACs to HO, etc., facts.

If any witness is found to be relevant will be produced during the enquiry.

B RAJSEKHAR
SPECIAL CHIEF SECRETARY TO GOVERNMENT

SECTION OFFICER